

GOVERNMENT OF ANDHRA PRADESH

**ABSTRACT**

HIGHER EDUCATION – VIGILANCE CELL –Certain irregularities committed by Sri H.Vijaya Kumar, Formerly Senior Assistant now retired as Auditor O/o the Director of Intermediate Education, Andhra Pradesh, Hyderabad – Finalisation of Disciplinary action under Rule 9 of Andhra Pradesh Revised Pension Rules 1980 – Further action Dropped – Exonerated from the Charges and allegations – Release of full pensionary benefits – FINAL ORDERS – ISSUED.

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**HIGHER EDUCATION (VC.II) DEPARTMENT**

**G.O.Rt.No.581,**

**Dated:25-06-2008.**

**Read the following:-**

- 1.Lr.Rc.No.OP1/50/2006-2, dt.14.12.2006 from the Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad.
2. Govt.memo No.15544/IE-I/A1/2006-1, dt.12.2.2007.
3. Lr.Rc.No.OP1/50/2007, dt.04.08.2007 from the Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad.
- 4.Letter No.OP1/1153/2006, dt.18.8.2007 from the Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad
5. Representation dt.31.3.2008 from Sri H.Vijaya Kumar, Retired Superintendent O/O CIE,AP, Hyderabad.
6. Letter No.OP1/50/2006, dt. .5.2008 from the Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad

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**ORDER:-**

The Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad in his letter 1<sup>st</sup> and 3<sup>rd</sup>, 4<sup>th</sup> read above, has informed that Sri Sri H.Vijaya Kumar, Formerly Senior Assistant now retired as Auditor O/o the Director of Intermediate Education, Andhra Pradesh, Hyderabad, while working as Senior Assistant has committed certain irregularities. The following articles of charges were framed against him by the then Commissioner of Intermediate Education, Andhra Pradesh, Hyderabad under Rule 20 of A.P.C.S.(CC & A) Rules 1991 in his proceedings dt.20.1.2006 & 26.1.2006.

**Charge framed in proceedings dt.20.1.2006**

*"That the said Sri H.Vijay Kumar, While functioning as Senior Assistant in VC-2 section (now treated as Auditor) O/o the CIE,AP, Hyderabad during the year 1998-1999 while processing the file for regularization of Smt.K.Sarada Kumari, PTJL in Office Assistantship Government Junior College, Chinthalapudi, West Godavari District has not verified her service particulars properly with reference to the guidelines issued by the Government. This is unbecoming on his part and attracts severe action against him under Rule-3 of A.P.C.S.(CC & A) Rules, 1964"*

**Charge framed in proceedings dt.26.1.2006**

*"That the said Sri H.Vijay Kumar, While functioning as Senior Assistant in VC-2 section (now working as Auditor) O/o the CIE,AP, Hyderabad during the year 1999-2000 while processing the file for regularization of Sri P.Rosaiah, PTJL in Office Assistantship Vocational Course, has not discussed the contents of Government orders. He has not examined whether the proposed regularization of Sri P.Rosaiah conforms to the guidelines for regularization while submitting proposals to Government along with others for regularization. This attracts severe action against him under Rule-3 of A.P.C.S.(CC & A) Rules, 1964"*

2. After submission of the explanations, the then Commissioner of Intermediate Education, A.P., Hyderabad has appointed Deputy Director(ACAD) & Regional Joint Director Intermediate Education, Anantapur as Enquiry officers in both cases under Rule 20 of APCs (CC & A) Rules 1991. The Enquiry Officer ie., Dy. Director(ACAD)in the case of *Smt.K.Sarada Kumari, PTJL.*, has concluded that in the first instance, while processing the file, the Accused Officer, has clearly submitted that the request for regularization of service of the said PTJL was not feasible. In the second instance, while sending the proposals to the Government the factual position regarding rejection of the case earlier was not reported by the Accused Officer. Hence, the Enquiry Officers has concluded that the charge framed against the Accused officer is held proved.

(p.t.o.)

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3. While the above two (2) disciplinary cases are stood this, the then Commissioner of Intermediate Education, A.P., Hyderabad has requested the Government to frame the following charge against him under Rule 9 of APRP Rules 1980 as the Accused Officer has retired from service on 31.01.2006.

*"That the said Sri H.Vijay Kumar, While functioning as Senior Assistant in C section O/o the CIE,AP, Hyderabad during the year 2001-2002 has not evinced interest on processing the file in respect of Sri B.Gowripathi Sasty, Type Writing instructor, GJC, Yemmiganur, Kurnool District for the award of SPP-II. He has given L.disposal and later the file with L.Disposal was destroyed during the year 2001 and the S.R. was not returned to the individual. His action is contrary to Rule-3 of A.P.C.S.(CC & A) Rules, 1964"*

4. The Government have examined the original records submitted by the Commissioner of Intermediate Education, A.P., Hyderabad and observed that in the case of Smt.Sarada Kumari, PTJL., in the first case the Accused Officer, has clearly submitted that the request for regularization of service of the said PTJL was not feasible. But later, based on the proposals submitted by the concerned Principal of the College, the Accused Officer has forwarded the proposal to Government. In the second case, though the Accused Officer has not mentioned above the previous rejection in Govt.memo No.13785/IE.1/98-1, dt.7.9.98 while forwarding the proposal of regularization of Sri P.Rosaiah, PTJL., later in general the Government in G.O.Ms.No.101, Higher Education (IE.1) Department dt.29.7.2006, has clarified that the service rendered by a candidate in two different Vocational courses or in vocational and general stream can be clubbed for the purpose of Minimum Time Scale/regularization, provided they were paid remuneration from out of Government/CSS funds. In the allegation mentioned in para 3 above, the Government have observed that the irregularities said to have been committed by him pertain to year of 2001-02, which precludes the Government from taking any disciplinary action against him as per Rule 9 (2)(b) (ii) of A.P. Revised Pension Rules, 1980.

5. Therefore, the Government have opined that in all the three cases no pecuniary loss was caused to the Government by the action/ in action of the charged officer and it gives only an impression that the charged officer was not serious about his official duties. The charges/allegations framed against accused officer are not grave. Therefore, the Government have decided to drop further action against Sri H.Vijaya Kumar, Formerly Senior Assistant now retired as Auditor O/o the Director of Intermediate Education, Andhra Pradesh, Hyderabad by exonerating him from the charges/allegations leveled and discussed in paras supra Accordingly, the Government hereby drop further action against H.Vijaya Kumar, Formerly Senior Assistant now retired as Auditor O/o the Director of Intermediate Education, Andhra Pradesh, Hyderabad

6. The Director of Intermediate Education, A.P., Hyderabad shall take necessary steps to release full pensionary benefits due to him immediately. The original case record received in the reference 3<sup>rd</sup> and 4<sup>th</sup> read above are hereby returned.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.R.GARG  
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To

Sri H.Vijaya Kumar, Formerly Senior Assistant now retired as Auditor O/o the Director of Intermediate Education, Andhra Pradesh, Hyderabad through Director of Intermediate Education, Andhra Pradesh, Hyderabad.

The Director of Intermediate Education, Andhra Pradesh, Hyderabad.

Copy to

The Accountant General of Andhra Pradesh, Hyderabad.

Copy to P.S.to Minister(HE)/ Principal Secretary to Government (HE),

SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER

